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Proposed Attorneys for Debtor  
and Debtor in Possession

**UNITED STATES BANKRUPTCY COURT  
CENTRAL DISTRICT OF CALIFORNIA  
SANTA ANA DIVISION**

In re:

American Suzuki Motor Corporation,<sup>1</sup>  
  
Debtor.

Case No.: 8:12-bk-22808 (SC)

Chapter 11

**ORDER APPROVING STIPULATION  
REGARDING MOTION OF DEBTOR FOR  
ORDER (A) PROHIBITING UTILITIES FROM  
ALTERING, REFUSING, OR  
DISCONTINUING SERVICE, AND (B)  
DETERMINING ADEQUATE ASSURANCE  
OF PAYMENT FOR FUTURE UTILITY  
SERVICES**

Upon review of the Stipulation Regarding Order On Debtors' Emergency Motion (A) Prohibiting Utilities From Altering, Refusing, Or Discontinuing Service, And (B) Determining Adequate Assurance Of Payment For Future Utility Services (the "Stipulation")<sup>2</sup> [Docket No. 237] by and between American Suzuki Motor Corporation, the above-captioned debtor and debtor in possession (the "Debtor"), and Southern California Edison Company ("Edison" and, together with the Debtor, the "Parties"), and it appearing to the Court that the Stipulation is in the best interests of the Debtor's estate and good cause existing for the relief sought in the Stipulation,

<sup>1</sup> The last four digits of the Debtor's federal tax identification number are 8739. The Debtor's address is: 3251 East Imperial Highway, Brea, California 92821.

<sup>2</sup> Capitalized terms not otherwise defined herein shall have the meanings ascribed to them in the Stipulation.

1 NOW, THEREFORE, IT IS HEREBY ORDERED THAT:

2 1. The Stipulation is approved in its entirety.

3 2. Edison shall not be prevented from terminating utility services, consistent with the  
4 procedures set forth under applicable state law, regulations and tariffs, if the Debtor becomes  
5 delinquent on post-petition utility services and procedures related thereto, and Edison shall not be  
6 prohibited from exercising its state law rights, as set forth in applicable state laws, regulations  
7 and/or tariffs, to terminate the Debtor's utility service for post-petition payment default or any other  
8 lawful reason after the Petition Date, provided that the Debtor retains its right to seek relief from  
9 this Court in connection therewith as permitted by applicable law.

10 3. The Debtor shall provide Edison a cash deposit in the amount of \$23,300.00 within  
11 twenty-one (21) days after the date of the entry of this Order.

12 4. Upon receipt of the deposit, Edison shall be deemed to have received adequate  
13 assurance of payment in accordance with 11 U.S.C. § 366.

14 5. The Opposition filed by Edison on November 20, 2012 [Docket No. 173] is  
15 withdrawn.

16 6. The Stipulation and this Order shall govern the rights between the Debtor and  
17 Edison notwithstanding anything to the contrary contained in any order of this Court approving the  
18 *Motion of Debtor for Order (A) Prohibiting Utilities from Altering, Refusing, or Discontinuing*  
19 *Service, and (B) Determining Adequate Assurance of Payment for Future Utility Services* [Docket  
20 No. 18].  
21  
22  
23  
24



25  
26  
27 DATED: December 5, 2012

28  
\_\_\_\_\_  
United States Bankruptcy Judge

## NOTICE OF ENTERED ORDER AND SERVICE LIST

NOTICE IS GIVEN BY THE COURT THAT A JUDGMENT OR ORDER ENTITLED (*SPECIFY*):  
*ORDER APPROVING STIPULATION REGARDING MOTION OF DEBTOR FOR ORDER*  
*(A) PROHIBITING UTILITIES FROM ALTERING, REFUSING, OR DISCONTINUING*  
*SERVICE, AND (B) DETERMINING ADEQUATE ASSURANCE OF PAYMENT FOR*  
*FUTURE UTILITY SERVICES*

was entered on the date indicated as "Entered" on the first page of this judgment or order and will be served in the manner stated below:

1. **SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING (NEF)** Pursuant to controlling General Orders and LBRs, the foregoing document was served on the following persons by the court via NEF and hyperlink to the judgment or order. As of (date) **December 5, 2012**, the following persons are currently on the Electronic Mail Notice List for this bankruptcy case or adversary proceeding to receive NEF transmission at the email addresses stated below.



Service information continued on attached page

2. **SERVED BY THE COURT VIA UNITED STATES MAIL:** A copy of this notice and a true copy of this judgment or order was sent by United States mail, first class, postage prepaid, to the following persons and/or entities at the addresses indicated below:



Service information continued on attached page

3. **TO BE SERVED BY THE LODGING PARTY:** Within 72 hours after receipt of a copy of this judgment or order which bears an "Entered" stamp, the party lodging the judgment or order will serve a complete copy bearing an "Entered" stamp by United States mail, overnight mail, facsimile transmission or email and file a proof of service of the entered order on the following persons and/or entities at the addresses, facsimile transmission numbers, and/or email addresses stated below:



Service information continued on attached page

**1. BY THE COURT VIA NOTICE OF ELECTRONIC FILING (NEF)**

- Jason W Bank jbank@kerr-russell.com, vmckinnie@kerr-russell.com
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**3. TO BE SERVED BY THE LODGING PARTY:**

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